

BSW.007

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of

Francis Anthony Darmann et al.

Group Art Unit: 2827

Serial No.: 09/661,253

Examiner: I. Patel

Filed: September 13, 2000

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For: SUPERCONDUCTING TAPES

APR 29 2002

TECHNOLOGY CENTER 2800

RESPONSE TO RESTRICTION REQUIREMENT/AMENDMENTHonorable Assistant Commissioner for Patents
Washington, D.C. 20231Date: April 29, 2002
(Monday)

Sir:

In response to the Restriction Requirement dated March 27, 2002, the following election, amendments and remarks are respectfully submitted in connection with the above-identified application.

In the Claims:

Applicants elect the Group I invention including claims 1-5, 7-9 and 11-18 for initial examination, without traverse.

Please cancel claims 19 and 20 without prejudice or disclaimer of the subject matter therein.

The following replacement claims are respectfully submitted:

8. (Amended) A composite superconducting tape as claimed in claim 1, in which the superconducting tape is diffusion-bonded and all its elongate components extend

B1

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longitudinally.

B1
Cont

9. (Amended) A composite superconducting tape as claimed in claim 1, in which the constituent tapes are all powder-in-tube superconducting tapes.

REMARKS

Claims 1-5, 7-9 and 11-18 are pending in the present application. Replacement claims 8 and 9 are presented herewith. Claims 19 and 20 have been canceled as being directed to a non-elected invention.

As noted above, Applicants have elected the Group I invention including claims 1-5, 7-9 and 11-18 for initial examination. Applicants respectfully reserve the right to file a divisional application including non-elected claims 19 and 20.

Applicants respectfully note that claims 8 and 9 have been amended to be dependent upon claim 1. It is also noted that the corresponding fee for multiple dependent claims inadvertently was not paid in connection with the Response to Notice to File Missing Parts dated December 21, 2000. However, claims 8 and 9 have been amended as noted above, so that no multiple dependent claims will be examined on the merits. Thus, any corresponding fees for multiple dependent claims should now be unnecessary. If any further claim fees are required in this regard, the Commissioner is hereby authorized to charge payment to the deposit account noted below.

Favorable consideration and early allowance of the present application are earnestly solicited.

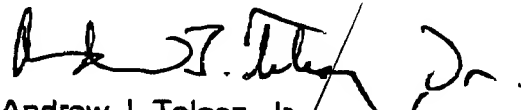
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In the event that there are any outstanding matters remaining in the present application, the Examiner is invited to contact Andrew J. Telesz, Jr. (Reg. No. 33,581) at (703) 715-0870 in the Washington, D.C. area, to discuss these matters.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 50-0238 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

VOLENTINE FRANCOS, P.L.L.C.


Andrew J. Telesz, Jr.
Registration No. 33,581

AJT:cej

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Enclosures: Version with marked up changes

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VERSION WITH MARKED-UP CHANGES**Additions/Deletions to the Claims:**

8. (Amended) A composite superconducting tape as claimed in [any one of claims 1-7] claim 1, in which the superconducting tape is diffusion-bonded and all its elongate components extend longitudinally.

9. (Amended) A composite superconducting tape as claimed in [any one of claims 1-8] claim 1, in which the constituent tapes are all powder-in-tube superconducting tapes.

AMENDMENT TRANSMITTAL LETTER (Large Entity)Applicant(s): **Francis Anthony DARMANN et al.**

Docket No.

BSW.007Serial No.
09/661,253Filing Date
September 13, 2000Examiner
I. PatelGroup Art Unit
2827Invention: **SUPERCONDUCTING TAPES****TO THE ASSISTANT COMMISSIONER FOR PATENTS:**

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	16 -	20 =	0 x	\$18.00	\$0.00
INDEP. CLAIMS	2 -	3 =	0 x	\$84.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00

- ☒ No additional fee is required for amendment.
- ☐ Please charge Deposit Account No. _____ in the amount of _____
A duplicate copy of this sheet is enclosed.
- ☐ A check in the amount of _____ to cover the filing fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0238
A duplicate copy of this sheet is enclosed.
- ☒ Any additional filing fees required under 37 C.F.R. 1.16.
- ☒ Any patent application processing fees under 37 CFR 1.17.

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Signature

Dated: **April 29, 2002**
(Monday)**ANDREW J. TELESZ, JR.**
REG. NO. 33,581**VOLENTINE FRANCOS, P.L.L.C.**
12200 SUNRISE VALLEY DRIVE, SUITE 150
RESTON, VA 20191

TEL. NO.: (703) 715-0870

I certify that this document and fee is being deposited on _____ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Signature of Person Mailing Correspondence

Typed or Printed Name of Person Mailing Correspondence

cc:

CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)Applicant(s): **Francis Anthony DARMANN et al.**

Docket No.

BSW.007

Serial No.

09/661,253

Filing Date

September 13, 2000

Examiner

I. Patel

Group Art Unit

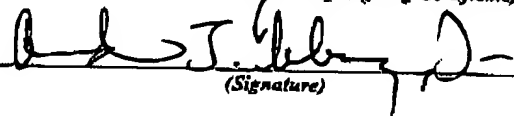
2827

Invention: **SUPERCONDUCTING TAPES**I hereby certify that this **RESPONSE TO RESTRICTION REQUIREMENT/AMENDMENT**
(Identify type of correspondence)is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. (703) 308-7724)on **April 29, 2002**

(Date)

ANDREW J. TELESZ, JR.

(Typed or Printed Name of Person Signing Certificate)


(Signature)

Note: Each paper must have its own certificate of mailing.

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TRANSMITTAL****Date:** April 29, 2002**To:** Examiner I. Patel
U.S. Patent Office *2897***Fax No.:** (703) 308-7724**From:** Andrew J. Telesz, Jr.**Serial No.:** 09/661,253**Our Ref.:** BSW.007**No. of Pages (including cover):** 8

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